



RECEIVED
AUG 05 2003
TC 1700

Attorney's Docket No.: 06618-045002 / CIT 2416D

AK/1700
C/D

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Michael H.B. Stowell et al. Art Unit : 1711
Serial No. : 09/934,989 Examiner : Jeffrey C. Mullis
Filed : August 21, 2001
Title : SOL-GEL ENCAPSULATION OF LIPID VESICLES, LIPID MEMBRANES
AND PROTEINS

MAIL STOP AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the action dated January 30, 2003, finally rejecting claims 1, 4, 9, 10, 12-16.

Applicant petitions for an extension of time under 37 CFR §1.136 to extend the time to respond to the final rejection for 3 month(s) to and including July 30, 2003. The extension fee of \$465 is enclosed.

A check in the total amount of \$625 for the appeal fee and extension fee is enclosed. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: 7-30-03

Michael Reed
Reg. No. 45,647

Fish & Richardson P.C.
4350 La Jolla Village Drive, Suite 500
San Diego, California 92122
Telephone: (858) 678-5070
Facsimile: (858) 678-5099
10317066.doc

08/05/2003 DTESSEH1 00000072 09934989

01 FC:2401 160.00 OP
02 FC:2253 465.00 OP

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

July 30, 2003

Date of Deposit

Signature

Nancy Grant

Typed or Printed Name of Person Signing Certificate